

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**COURTROOM PROCEEDINGS**

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Presiding Justice; Honorable Thomas A. Harris, Associate Justice; Honorable Stephen Kane, Associate Justice; and Leisa V. Biggers, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

**F051709      People v. Carroll**

Cause called and argued by Cynthia A. Thomas, Esq., counsel for appellant and by Lewis Martinez, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

At this point Ardaiz, P.J. directs Vartabedian, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Vartabedian, Acting P.J.

**F051618      Ott et al. v. County of Fresno**

Cause called and argued by Joel Ott and Constance Ott, appellants in propria persona and by David F. Rodriguez, Deputy County Counsel, counsel for respondent.

Cause ordered submitted.

At this point Vartabedian, Acting P.J. directs Harris, Acting P.J. to act as Presiding Justice in his absence, leaves the bench and is replaced by Hill, J.

**F051748      People v. Medina, Jr. (people's appeal)**

Cause called and argued by Richard J. Krech, Esq., counsel for respondent and by Doris A. Calandra, Deputy Attorney General, counsel for appellant.

Cause ordered submitted.

Court recessed until Monday, December 10, 2007 at 1:45 P.M.

IN THE

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Fifth Appellate District

The court reconvened in its courtroom at 1:45 P.M. Present:  
Honorable Thomas A. Harris, Acting Presiding Justice; Honorable  
Brad Hill, Associate Justice; Honorable Stephen Kane, Associate  
Justice; and Leisa V. Biggers, Clerk/Administrator, by Robert Abilez,  
Senior Deputy Clerk.

**F052194**      **In re Essence R., a Minor**  
**Madera Co. Dept. of Social Services/Child Welfare Services v.**  
**Tanika B.**

Cause called and argued by Darlene Kelly, Esq., counsel for  
appellant and by Miranda P. Neal, Deputy County Counsel, counsel  
for respondent.

Cause ordered submitted.

**F050759**      **Orlando v. Alarm One, Inc.**  
**F051470**

Cause called and argued by Don Willenburg, Esq., counsel for  
appellant and by Nicholas Wagner, Esq., counsel for respondent.

Cause ordered submitted.

**F050662**      **People v. Andrews**

Cause called and argued by Jerome P. Wallingford, Esq., counsel  
for appellant and by Brian Alvarez, Deputy Attorney General, counsel  
for respondent.

Cause ordered submitted.

Court recessed until Tuesday, December 11, 2007 at 1:30 P.M.

IN THE  
Court of Appeal of the State of California

IN AND FOR THE  
Fifth Appellate District

**F052250      People v. Bond**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F053729      People v. Ferbrache**

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

**F051613      Noriega et al. v. Pearce**

The judgment (the order for first and final accounting by the trustee of the Holcomb and Alma Evetts Revocable Family Trust and petition for allowance of attorney fees and costs and trustee's fees filed September 20, 2006) is reversed and the matter is remanded to the trial court for further proceedings in accordance with the views expressed herein. Costs on appeal to appellant. Harris, Acting P.J.

We concur: Hill, J.; Kane, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F052481      People v. Espinoza**

The above-entitled case is submitted for decision.

**F052481      People v. Espinoza**

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

**F051322      Bird v. Board of Supervisors of the County of Mariposa et al.**

The judgment is affirmed. Costs to respondents. Ardaiz, P.J.

We concur: Harris, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]